IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 19TH FEBRUARY 2007 / 30TH MAGHA 1928

Crl. Rev. Pet.No. 206 of 2007()

ST.1068/2003 of JUDL.MAGISTRATE OF FIRST CLASS, PERUMBAVOOR
CRA.182/2006 of IV ADDL.SESSIONS COURT, ERNAKULAM

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REVN. PETITIONER: APPELLANT/ACCUSED

K.P.MAITHEEN, AGED 48 YEARS,
NURSING ASSISTANT, T.H.Q. HOSPITAL,
KOTHAMANGALAM.

BY ADV. SRI.RAJIV NAMBISAN

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

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1. A.P.GOPAN, S/O. PARAMESWARAN NAIR,
AMBATTU VEEDU, KEEZHILLAM KARA,
RAYAMANGALAM VILLAGE, KUNNATHUNADU TALUK.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. C.M. KAMMAPPU, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 19/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 206 OF 2007

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Dated this the 19th day of February 2007

O R D E R

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo simple imprisonment for one month and to pay a compensation of Rs. 26,000 vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for 45 days.

2. The counsel for the revision petitioner has sought for modification of the sentence and for time to make the payment. In the circumstances, sentence is modified to imprisonment till rising of the court and to pay the amount of compensation as ordered by the courts below. The revision petitioner is granted two months time from today onwards to make the payment. He shall appear before the Judicial First Class Magistrate, Perumbavoor on 23.04.2007 to receive sentence.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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